

HAWAII ADMINISTRATIVE RULES

TITLE 13

DEPARTMENT OF LAND AND NATURAL RESOURCES

SUBTITLE 5

FORESTRY AND WILDLIFE

PART 2

WILDLIFE

CHAPTER 123

RULES REGULATING GAME MAMMAL HUNTING

Subchapter 1 Game Mammal Hunting in General

§13-123-1 Purpose

§13-123-2 Definitions

§13-123-2.1 Severability

§13-123-3 Prohibited hunting

§13-123-4 Bag limits, open seasons, and hunting days

§13-123-5 Selection of hunters

§13-123-5.1 Applications, tags, and stamps

§13-123-6 Hunting hours

§13-123-7 Artificial light prohibited

§13-123-8 Game mammals

§13-123-9 Nuisance or crop damage

§13-123-10 Scientific collection

§13-123-11 Permitted hunting of certain game mammals

§13-123-12 Prohibited hunting of certain game mammals

§13-123-13 Penalty

Subchapter 2. Public Hunting Areas

§13-123-14 Designations of public hunting areas

§13-123-15 Public hunting areas on Kauai

§13-123-16 Public hunting areas on Oahu

§13-123-17 Public hunting areas on Molokai

§13-123-18 Public hunting areas on Lanai

§13-123-19 Public hunting areas on Maui

§13-123-1

§13-123-20 Public hunting areas on the island of Hawaii

§13-123-21 Safety zones

§13-123-22 Conditions and restrictions

§13-123-23 Use of tags

§13-123-24 Preservation of public and private property

§13-123-25 Penalty

Historical Note: Chapter 123 of Title 13, Administrative Rules, is based substantially upon Regulation 19 [Eff 10/10/55; am 10/19/57; am 3/28/58 and ren Regulation 5; am 7/27/63; am 2/10/72]; Regulation 21 [Eff 10/13/56; am 3/28/58 and ren Regulation 4; am 1/5/59 (Gov. approved); am 9/7/50 (Gov. approved); am 9/23/61]; Regulation 16 [Eff 5/6/66]; Regulation 16 [Eff. 5/6/67]; Regulation 16 [Eff 2/12/68]; Regulation 23 [Eff. 6/29/64]; Regulation 23 [Eff 7/1/65]; Regulation 23 [Eff 7/1/66]; Regulation 23 [Eff 7/20/67; am 12/20/68; am 6/29/70; am 8/3/72; am 10/5/73; am 7/11/75]; Regulation 24 [Eff 6/29/64]; Regulation 24 [Eff 7/1/65; am 4/26/69; am 5/10/76; am 3/25/78; Regulation 27 Eff 6/29/64]; Regulation 27 [Eff 7/1/65]; Regulation 27 [Eff 5/5/67; am 10/10/67; am 3/19/71; am 2/10/72; am 3/11/74; am 2/28/75]; Regulation 28 [Eff 7/1/65; am 10/23/72; am 10/5/73; Regulation 29 [Eff 6/28/64]; Regulation 29 [Eff 7/1/65]; Regulation 29 [Eff 5/13/68; am 7/10/69; am 2/10/72; am 7/5/74; am 7/19/76; am 12/6/80]; Regulation 30 [Eff 7/5/66]; Regulation 30 [Eff 6/24/67]; Regulation 30 [Eff 12/16/67; am 3/13/69; am 7/10/69; am 3/19/71; am 2/10/72; am 3/11/74 of the Division of Fish and Game,

Subchapter 1. Game Mammal Hunting in General

§13-123-1 Purpose. The purpose of these rules is to regulate game mammal hunting in the State of Hawaii. [Eff. 9/28/81; comp Nov06 1999] (Auth: HRS §183D-3) (Imp: HRS §§183D-2, 183D-3, 183D-4)

§13-123-2

§13-123-2 Definitions. As used in these rules unless context requires otherwise:

"Board" means the board of land and natural resources.

"Cooperative game management area or cooperative hunting area" means privately-owned or State-leased land where the landowner or lessee has entered into an agreement with the State, granting the board authority to engage in activities that are mutually agreed upon for the purposes of game enhancement or public hunting or both, as are stipulated in the agreement.

"Department" means the department of land and natural resources.

"Disabled hunter" means a hunter, who has an impairment that substantially limits one or more of that person's major life activities.

"Division" means the division of forestry and wildlife.

"Game mammal" means those mammals designated by law or rule for hunting.

"Hunter" means a person who pursues with the means to take, kill or capture wildlife. On public hunting areas, a person who has the appropriate hunting license, tags, permits, or permit tags on their person and who has signed in at a hunter checking station is deemed to be a hunter until such a time as they have signed out at a hunter checking station.

"Hunter assistant" means a person who accompanies a hunter and assists by carrying game or an unloaded weapon. Hunter assistants may not have fireable cartridges or Muzzleloading firearm shooting components in their possession.

"Hunting" means the act of pursuing with the means to take, kill or capture wildlife.

"Hunting handgun" means a cartridge type pistol or revolver or a muzzleloading pistol or revolver, which loads from the discharge end of the barrel or cylinder and that employs flint or percussion ignition.

"Muzzleloading rifle or shotgun" means a rifle or shotgun that must be loaded through the discharge end of the firearm or the barrel and that employs flint

or percussion ignition. Muzzleloading rifles and shotguns must have a shoulder stock and a barrel length of at least eighteen inches.

§13-123-2

"Private land or hunting area" means those lands that are not State-owned, where hunting for game birds and mammals occurs.

"Public highway" means any roadway that is under the jurisdiction of the Hawaii State Department of Transportation or any of the Counties. Access roads on public hunting areas that are maintained by the Department of Land and Natural are not considered to be public highways.

"Public hunting area" means those lands designated by the board as public hunting areas where the public may hunt game birds and mammals, including:

- (1) Game management areas;
- (2) Forest reserves and surrendered lands;
- (3) Natural area reserves;
- (4) Restricted watersheds;
- (5) Cooperative game management areas;
- (6) Military training areas;
- (7) Unencumbered State lands;
- (8) Designated sanctuaries; and
- (9) Other lands designated by the board.

"Safety zone" means an area within or adjacent to a public hunting area, where possession of a loaded weapon or the discharge of firearms or other weapons is prohibited to prevent a hazard to people or property.

"Senior citizen" means a person who is sixty-five years of age or older.

"Youth hunter" as it pertains to specifically designated youth hunts, means a person who is fifteen years of age or younger, who possesses a valid State of Hawaii hunting license and who may take, kill or capture wildlife. Youth hunters must be accompanied by a non-hunting adult, who also possesses a valid State of Hawaii hunting license. [Eff. 9/28/81; am and comp

Nov 06 1999] (Auth: HRS §183D-3) (Imp: HRS §§183D-2, 183D-3, 183D-4, 183D-51)

§13-123-2.1 Severability. These rules are declared to be severable and if any portion or the application thereof to any person or property is held invalid for any reason, the validity of the remainder of these rules or the application of the remainder to other persons or property shall not be affected. [Eff and

§13-123-4

comp 7/1/96] (Auth: HRS §§183D-2, 183D-3) (Imp: §§183D-2, 183D-3)

§13-123-3 Prohibited hunting. No person shall hunt, kill, or have in their possession any game mammal except with a valid hunting license from the department and except as provided by this chapter and the following exhibits which are located at the end of this chapter and by reference made a part hereof:

(1) Chapter 123, Exhibit 1. "Game mammals to be taken, daily bag limits, hunting periods, hunting days, and special conditions for the island of Kauai." ();

(2) Chapter 123, Exhibit 3. "Game mammals to be taken, daily bag limits, hunting periods, hunting days, and special conditions for the island of Oahu." ();

(3) Chapter 123, Exhibit 5. "Game mammals to be taken, daily bag limits, hunting periods, hunting days, and special conditions for the island of Molokai." ();

(4) Chapter 123, Exhibit 7. "Game mammals to be taken, daily bag limits, hunting periods, hunting days, and special conditions for the island of Lanai." ();

(5) Chapter 123, Exhibit 9. "Game mammals to be taken, daily bag limits, hunting periods, hunting days, and special conditions for the island of Maui." (); and

(6) Chapter 123, Exhibit 11. "Game mammals to be taken, daily bag limits, hunting periods, hunting days, and special conditions for the island of Hawaii." ().

As herein after used in this chapter, references made to Exhibits 1, 3, 5, 7, 9, or 11 shall mean the exhibits listed in this section. [Eff 9/28/94; am and comp Nov06 1999] (Auth: HRS §183D-3) (Imp: HRS §§183D-2, 183D-3, 183D-4)

§13-123-4 Bag limits, open seasons, and hunting days. (a) Bag limits, open seasons, hunting days, and game mammals which may be hunted are listed in Exhibits 1, 3, 5, 7, 9, and 11 located at the end of this chapter and by reference made a part hereof.

§13-123-4

(b) The board or its authorized representative may add conditions and restrictions for hunts; set bag limits; limit, suspend, or postpone the hunting of any game mammal, or hunting in any area opened to hunting, including cooperative hunting areas and natural area reserves; lengthen hunting seasons; and open special hunting areas or seasons; whenever, after study by the division, the action is deemed to be in the public interest. Where special conditions are needed for a particular hunt, they shall be prescribed on specially prepared instruction sheets for that hunt, which by reference are made part of this chapter. [Eff 9/28/81; am and comp Nov06 1999] (Auth: HRS §183D-3) (Imp: HRS §§183D-2, 183D-3)

§13-123-5 Selection of hunters. (a) The board or its authorized representative shall have the authority to limit the number of hunters and to determine eligible hunters or assign hunting dates through a random selection method.

(b) The board or its authorized representative will follow policies and procedures for the fair and equitable selection of eligible hunters including, but not limited to the following procedures:

- (1) Random drawing;
- (2) Telephone reservations; and
- (3) Other appropriate methods.

(c) These administrative policies and procedures, referenced in Items 1, 2, and 3 of section (b) above, shall be available as public information. [Eff 9/28/81; am and comp Nov06 1999] (Auth: HRS §183D-3) (Imp: HRS §§183D-2, 183D-3)

§13-123-5.1 Applications, tags, and stamps. (a) The department shall have the authority to require application forms for the selection of hunters and may require the use of tags and stamps for purposes of hunting game mammals. The department may establish fees for wildlife stamps, application fees, and tags for special or lottery hunts; and determine the manner in which such tags or stamps may be affixed, displayed, or utilized. Fees set for each of the following: applications, fees, tags, and stamps shall not exceed the cost of a hunting license, with the exception that the board reserves the right to establish higher

§13-123-9

application fees for specific hunts that require special accommodations including, but not limited to, helicopter transportation costs.

(b) The department shall have the authority to contract with an individual or a commercial stamp art firm to design, print, and provide said stamps to the department at no cost to the State. Further, the contracted party or firm, as consideration for providing the stamps to the department, upon approval of the board may produce and offer for sale, art prints of the selected wildlife stamp art work and other products that display copies or replicas of that same artwork. Royalties or fees or both shall be paid to the department from such sales, which shall be deposited into the department's wildlife revolving fund. [Eff and comp Nov06 1999] (Auth: HRS §183D-3) (Imp: HRS §§183D-2, 183D-3, 183D-10.5)

§13-123-6 Hunting hours. Hunting is permitted from one-half hour before sunrise to one-half hour after sunset. No person shall hunt from one-half hour after sunset to one-half hour before sunrise, except where specified differently. [Eff 9/28/81; am and comp Nov06 1999] (Auth: HRS §183D-3) (Imp: HRS §§183D-2, 183D-3, 183D-27)

§13-123-7 Artificial light prohibited. No person shall hunt game mammals with the use of artificial light. [Eff 9/28/81; am and comp Nov06 1999] (Auth: HRS §183D-3) (Imp: HRS §§183D-2, 183D-3, 183D-27)

§13-123-8 Game mammals. Game mammals may be hunted with a valid hunting license and the landowner's permission on private land throughout the year, unless prohibited under §13-123-12. Game mammals shall not be hunted on State-owned or State-controlled lands except as provided in this chapter. [Eff 9/28/81; am and comp Nov06 1999] (Auth: HRS §183D-3) (Imp: HRS §§183D-2, 183D-3).

§13-123-9 Nuisance or crop damage. (a) The board or its authorized representative, upon receipt of written notice of nuisance or damage to crops, vegetative habitat, or native plants by game mammals, shall initiate an investigation of the damage or

§13-123-9

nuisance and based on the investigation, may issue a permit or permits authorizing the destruction or control of game mammals responsible for the damage or nuisance.

(b) The method of destruction or control shall be stated on the permit together with any other terms and conditions the board or its authorized representative may deem proper and applicable. [Eff 9/28/81; am and comp Nov06 1999] (Auth: HRS §183D-3) (Imp: HRS §§183D-2, 183D-61)

§13-123-10 Scientific collection. (a) Authorized employees or agents of the division may take game mammals for scientific and propagation purposes as approved by the board.

(b) The board or its authorized representative, upon receipt of written requests or applications, may issue permits or licenses to scientific or educational institutions or individuals to collect a designated number of game mammals for purposes approved by the board. [Eff 9/28/81; am and comp Nov06 1999] (Auth: HRS §183D-3) (Imp: HRS §§183D-2, 183D-61)

§13-123-11 Permitted hunting of certain game mammals. The hunting of the following game mammals is permitted with a valid hunting license and in accordance with the provisions of this chapter:

(1) Feral pig (Sus scrofa scrofa)

(2) Axis deer (Axis axis)

(3) Columbian black-tailed deer (Odocoileus hemionus)

columbianus)

(4) Feral goat (Capra hircus hircus)

(5) Wild sheep

(a) Mouflon sheep (Ovis musimon)

(b) Feral sheep (Ovis aries)

(c) Mouflon-feral hybrid sheep (Ovis musimon x Ovis aries)

(6) Other game mammals as may be designated by the division.
[Eff. 9/28/81; am and comp Nov06 1999] (Auth: HRS §183D-3) (Imp: HRS §§183D-2, 183D-3, 183D-51)

§13-123-12 Prohibited hunting of certain game mammals. No person shall hunt, kill or have in their

§13-123-14

possession any of the following game mammals unless authorized by the division:

(1) Brush-tailed rock-wallaby (Petrogale pencillata)

(2) Wild cattle (Bos taurus)

(3) Other game mammals as may be designated and established by the division. [Eff 9/28/81; am and comp July 01, 1996] (Auth: HRS §183D-3) (Imp: HRS §§183D-2, 183D-3)

§13-123-13 Penalty. Any person violating any of the provisions of this chapter shall be subject to penalties as provided in section 183D-5, Hawaii Revised Statutes. [Eff 9/28/81; am and comp Nov06 1999] (Auth: HRS §183D-3) (Imp: HRS §183D-5)

Subchapter 2. Public Hunting Areas

§13-123-14 Designations of public hunting areas. (a) This subchapter designates the public hunting areas within the State and regulates the activities therein.

(b) Public hunting areas are shown in the following exhibits which are located at the end of this chapter and by reference made a part hereof:

(1) Chapter 123, Exhibit 2. "Showing public hunting areas for game mammals on the island of Kauai." (Nov06 1999) ;

(2) Chapter 123, Exhibit 4. "Showing public hunting areas for

game mammals on the island of Oahu." (Nov06 1999) ;

(3) Chapter 123, Exhibit 6. "Showing public hunting areas for game mammals on the island of Molokai." (Nov06 1999) ;

(4) Chapter 123, Exhibit 8. "Showing public hunting areas for game mammals on the island of Lanai." (Nov06 1999) ;

(5) Chapter 123, Exhibit 10. "Showing public hunting areas for game mammals on the island of Maui." (Nov06 1999) ; and

(6) Chapter 123, Exhibit 12. "Showing public hunting areas for game mammals on the island of Hawaii." (Nov06 1999) .

§13-123-14

(c) As hereinafter used in this chapter, references made to Exhibits 2, 4, 6, 8, 10, or 12 shall mean the exhibits listed in this section. [Eff 9/28/81; am and comp Nov06 1999] (Auth: HRS §183D-3) (Imp: HRS §183D-4)

§13-123-15 Public hunting areas on Kauai. (a) Unit A on the island of Kauai (Exhibit 2) consists of that portion of Puu Ka Pele Forest Reserve lying west of the three-thousand foot Contour Road in Puu Ka Pele Forest Reserve between Kauhao Ridge Road and Papaalai Ridge Road, and west of the Kokee Ditch between Papaalai Ridge Road and the Hawaiian Homestead Boundary intersection at Kapue Valley, and south of Kauhao Stream, including Kekaha Game Management Area.

(b) Unit B on the island of Kauai (Exhibit 2) consists of those State-owned portions of the Na Pali-Kona Forest Reserve and Puu Ka Pele Forest Reserve that lie east of Waimea Canyon State Park and Kokee State Park, west of the Alakai Wilderness Preserve, south of Mohihi Stream and north of Waialae Stream.

(c) Unit C on the island of Kauai (Exhibit 2) consists of those State-owned lands as named below:

- (1) Portions of the Halalea Forest Reserve;
- (2) Portions of the Kealia Forest Reserve;
- (3) Portions of the Moloaa Forest Reserve; and
- (4) Portions of the Lihue-Koloa Forest Reserve.

(d) Unit D on the island of Kauai (Exhibit 2) consists of those portions of Kokee State Park lying east of Kokee and Maluapopoki Streams, south of the Kokee-Puu O Kila Road and west of the boundary between Kokee State Park, and the eastern portion of the Na Pali-Kona Forest Reserve, including those lands known as Kumuwela Ridge, Berry Flats, and Kahuamaa Flats.

(e) Unit E on the island of Kauai (Exhibit 2) consists of:

- (1) The Alakai-Waialae area which are those State owned portions of the Na Pali-Kona Forest Reserve which lie east of

Kokee State Park, northeast of Waimea Canyon, and southwest of Wainiha Pali; including areas known as the Alakai Wilderness Preserve, Hanakapiai and Hanakoa stream drainages above three-thousand feet elevation, Alakai Swamp Trail, Pihea,

§13-123-15

Kawaikoi Stream, Waiakoalii Stream, and Camp Ten; and

(2) The Mokihana Ridge Game Management Area which includes those State-owned lands within Waimea Canyon lying south of Waialae Stream, west of the boundary fence which runs southerly from Kalehuahakihaki along the Mokihana Cart Road to fourteen-hundred feet elevation, and west of the pali which runs parallel and one-thousand feet to the east of Mokihana Stream to Waimea River; and those lands east of the six-hundred feet elevation contour between Waimea Ditch Intake and the Puu Ka Pele Forest Reserve Boundary.

(f) Unit F on the island of Kauai (Exhibit 2) consists of those State-owned lands within Waimea Canyon lying south of Puu Ka Pele Forest Reserve, west of Hunting Unit E (Mokihana Ridge Game Management Area), north of a line due west of Waimea "Obake" Swinging Bridge, and east of Waimea Heights Road and Waimea Canyon State Park.

(g) Unit G on the island of Kauai (Exhibit 2) consists of those State-owned lands, lying below three-thousand feet elevation, within the Na Pali Coast State Park and the Hono O Na Pali Natural Area Reserve, from the eastern rim of Hanakapiai Valley (Maunapulu) to the southwestern rim of Kalalau Valley (Kalepa Ridge) as named: Hanakapiai, Hoolulu, Waiahuakua, Hanakoa, Pohakuao, and Kalalau Valleys.

(h) Unit H on the island of Kauai (Exhibit 2) consists of those parts of the Puu Ka Pele Forest Reserve, the Na Pali Kona Forest Reserve, the Kuia Natural Area Reserve, and Kokee State Park, which lie north of Kauhao Stream and south of Kalalau Valley (Kalepa Ridge Line) and more than four-hundred yards west of State Highway 550, including areas known as Makaha Ridge, Milolii Ridge, Nualolo, Awaawapuhi, and Honopu.

(i) Unit J on the island of Kauai (Exhibit 2) consists of that portion of Puu Ka Pele Forest Reserve and Waimea Canyon State Park lying south of Kauhao Valley, east of the three-thousand foot Contour Road between Kauhao Ridge Road and Papaalai Ridge Road, and

§13-123-15

east of the Kokee Ditch between Papaalai Ridge Road and Kitano Reservoir, and west of State Highway 550.

(j) Unit K on the island of Kauai (Exhibit 2) consists of:

(1) The Waimea Canyon Rim Section consists of a strip of land extending one-half mile east of the Waimea Canyon State Park boundary, south of the Kaana Ridgeline and north of the Puu Ka

Pele Forest Reserve Boundary (near Kukui Trail) including portions of the Waimea Canyon firearm safety zone; and

(2) The Kalalau Rim Section consists of those lands lying north of the Kokee State Park and the boundaries of Hunting Unit H, between Pihea and Kalepa Ridge and south of the three-thousand foot contour in Kalalau Valley. [Eff 9/28/81; am and comp Nov06 1999] (Auth: HRS §183D-3) (Imp: HRS §183D-4)

§13-123-16 Public hunting areas on Oahu. (a) Unit A on the island of Oahu (Exhibit 4) consists of a portion of the Kuaokala Game Management Area and Forest Reserve, east of Manini Gulch and a portion of the Mokuleia Forest Reserve, west of the paved road leading from Peacock Flats to the Old Radar Station.

(b) Unit B on the island of Oahu (Exhibit 4) consists of:

(1) A portion of the Kaipapau Forest Reserve;

(2) A portion of the Haaula Forest Reserve and

(3) A portion of the Ewa Forest Reserve (Waimano).

(c) Unit C on the island of Oahu (Exhibit 4) consists of:

(1) A portion of the Pupukea-Paumalu Forest Reserve;

(2) A portion of the Ewa Forest Reserve (Wahiawa);

(3) A portion of the State-owned lands of Kahana within the Hauula Forest Reserve;

(4) The Kuliouou Forest Reserve (Kuliouou I);

(5) A portion of the Honolulu Watershed Forest Reservation (Wailupe); and

(6) A portion of the Honolulu Watershed Forest Reservation (Kuliouou II).

(d) Unit D on the island of Oahu (Exhibit 4) consists of:

§13-123-16

(1) A portion of the Waianae Kai Forest Reserve (Kumaipo) and the surrendered lands known as Lion Country; and

(2) A portion of the Ewa Forest Reserve (Wahiawa).

(e) Unit E on the island of Oahu (Exhibit 4) consists of the Mokuleia Forest Reserve east of the paved road leading from Peacock Flats to the Old Radar Station, including the Pahole Natural Area Reserve and the Kaala Natural Area Reserve.

(f) Unit F on the island of Oahu (Exhibit 4) consists of two subunits of

State-owned portions of the Honolulu Watershed Reserve, which are separated by the Pali Highway and Nuuanu Pali Drive:

(1) Subunit 1: Those lands which lie west of the Pali Highway from Napuumaia along the top of Kekoaale Ridge, northeasterly to Puu Lanihuli, then easterly along the Main Koolau Summit to a boundary fence approximately one-hundred feet from the Pali Lookout, then southwesterly along this fence to within one-hundred fifty feet of the Nuuanu Pali Drive, continuing southwesterly and paralleling a posted line one-hundred fifty feet west of the Nuuanu Pali Drive to Pali Highway, then southwesterly along a chain link fence bordering the Pali Highway to a boundary fence leading northwesterly to Napuumaia; and

(2) Subunit 2: Those lands which lie east of the Pali Highway along the top of Pauoa Ridge northeasterly to Puu Konahuanui, northerly along the Main Koolau Summit to a boundary fence approximately four hundred feet from the Pali Lookout, then along this fence to within one-hundred fifty feet of the Pali Lookout access road, continuing southwesterly and paralleling a posted line one-hundred fifty feet east of the access road to Pali Highway, then southwesterly along a line one-hundred fifty feet east of the Nuuanu Pali Highway fence, continuing southerly along a line four-hundred feet from the east bank, and northwesterly four-hundred feet from the south dam of the Nuuanu Reservoir No. 4, southwesterly along a line one-hundred fifty feet west of the Nuuanu Pali Drive to the Ditchmen's Trail, southeasterly to the middle

§13-123-16

of Nuuanu Stream, southwesterly along the middle of Nuuanu Stream to a boundary fence two-hundred feet north of the Judd Trail area, then southeasterly along a boundary fence to the top of Pauoa Ridge.

(g) Unit G on the island of Oahu (Exhibit 4) consists of a portion of the Makua Keaau Forest Reserve: [Eff 9/28/81; am and comp Nov06 1999] (Auth: HRS §183D-3) (Imp: HRS §183D-4)

(h) Unit N1 on the island of Oahu (Exhibit 4) consists of the Pahole Natural Area Preserve and a portion of the Mokuleia Forest Reserve from the western boundary of the Pahole Natural Area Reserve to the paved road leading from Peacock Flats to the former Nike Site.

(i) Unit N2 on the island of Oahu (Exhibit 4) consists of the Kaala Natural Area Reserve.

§13-123-17 Public hunting areas on Molokai. (a) Unit A on the island of Molokai (Exhibit 6) consists of the portions of the lands of Keopukaloa and Honouliwai, which are included in the Molokai Forest Reserve.

(b) Unit B on the island of Molokai (Exhibit 6) consists of the State-owned

portions of the lands of Wailau, Ualapue, Kahananui, East Ohia, Pukoo, and Ahaino, which are included in the Molokai Forest Reserve.

(c) Unit C on the island of Molokai (Exhibit 6) consists of the State-owned or State-controlled portions of the Molokai Forest Reserve, which are included within Kalawao county.

(d) Unit D on the island of Molokai (Exhibit 6) consists of the State-owned or State-controlled lands of Kawela, Makakupaia, Kalamaula, Kahanui, and Kaunakakai, which lie to the north of the Maunahui Forest Access Road and east from Kalahuapueo to Makakupaia between the Nature Conservancy-Kamakou Preserve and the Molokai Forest Reserve Boundary.

(e) Unit E on the island of Molokai (Exhibit 6) consists of the State-owned or State-controlled lands of Kawela, Makakupaia, and Kaunakakai, makai (south) of the Maunahui Forest Access Road, which are included in the Molokai Forest Reserve.

(f) Unit N on the island of Molokai (Exhibit 6) consists of:

(1) Olokui Natural Area Reserve (N5); and

§13-123-19

(2) Puu Alii Natural Area Reserve (N6). [Eff 9/28/81; am and comp Nov06 1999] (Auth: HRS §183D-3) (Imp: HRS §183D-4)

§13-123-18 Public hunting areas on Lanai. (a) Unit 1 on the island of Lanai (Exhibit 8) consists of the portion of the Lanai Cooperative Game Management Area between the Kaumalapau Highway and Polihua Road at the entrance to Kanepuu Forest with the eastern boundary being three-hundred feet makai of and parallel to the Guard Road, and five-hundred feet mauka of the coast from Polihua Road to Kaena Point.

(b) Unit 2 on the island of Lanai (Exhibit 8) consists of the portion of the Lanai Cooperative Game Management Area between Polihua Road (at the entrance to Kanepuu Forest) and Keomuku Highway and three-hundred feet makai of and parallel to the Guard Road along Keoneheehee to the horse pasture fence line, and continuing along the fencing of the horse pasture to Mahana and five-hundred feet mauka along the coast from Federation Camp northward to Polihua Road.

(c) The seven units of the Kanepuu Preserve operated by The Nature Conservancy of Hawaii are excluded from the Lanai Cooperative Game Management Area. [Eff 9/28/81; am and comp Nov06 1999] (Auth: HRS §183D-3) (Imp: HRS §183D-4)

§13-123-19 Public hunting areas on Maui. (a) Unit A on the island of Maui (Exhibit 10) consists of:

(1) The Hana Forest Reserve;

(2) Portions of the Kipahulu Forest Reserve;

(3) Portions of the West Maui Forest Reserve; and

(4) Portions of the Koolau Forest Reserve.

(b) Unit B on the island of Maui (Exhibit 10) consists of portions of the Koolau Forest Reserve.

(c) Unit C on the island of Maui (Exhibit 10) consists of a portion of the Kula Forest Reserve including the Papaanui Tract and Upper Nakula and 940 acres of Kaonoulu Ranch connecting the northern and southern portions of the Kula Forest Reserve making it a contiguous unit.

(d) Unit D on the island of Maui (Exhibit 10) consists of the Makawao Forest Reserve.

§13-123-19

(e) Unit E on the island of Maui (Exhibit 10) consists of a portion of the Kula Forest Reserve.

(f) Unit F on the island of Maui (Exhibit 10) consists of the Kahakuloa Game Management Area.

(g) Unit N on the island of Maui (Exhibit 10) consists of:

(1) Hanawi Natural Area Reserve (N1);

(2) Kahakuloa Natural Area Reserve (N2);

[Eff 9/28/81; am and comp Nov06 1999] (Auth: HRS §183D-3) (Imp: HRS 183D-4)

§13-123-20 Public hunting areas on the island of Hawaii. (a) Unit A on the island of Hawaii (Exhibit 12) consists of the Mauna Kea Game Management Area.

(b) Unit B on the island of Hawaii (Exhibit 12) consists of:

(1) Kohala Forest Reserve;

(2) Portions of the Hamakua Forest Reserve;

(3) Manowaialee Forest Reserve;

(4) Hilo Forest Reserve excluding Unit C portions of Piha and Laupahoehoe;

(5) Waiakea Forest Reserve;

(6) Olaa Forest Reserve;

(7) Kapapala Forest Reserve;

(8) Kau Forest Reserve;

(9) South Kona Forest Reserve;

(10) Portions of Upper Waiakea Forest Reserve between Tree

Planting and Kulani Powerline Roads;

(11) Honuaula Forest Reserve; and

(12) Unencumbered portions of Manuka, Kaulanamauna, and Kipahoehoe.

(c) Unit C on the island of Hawaii (Exhibit 12) consists of:

(1) The upper portion of the Laupahoehoe Segment of the Hilo Forest Reserve; and

(2) The upper portion of the Piha Section of the Hilo Forest Reserve.

(d) Unit D on the island of Hawaii (Exhibit 12) consists of:

(1) Hilo Restricted Watershed;

(2) Kohala Restricted Watershed;

§13-123-21

(3) Haao Spring Restricted Watershed; and

(4) Keauohana Forest Reserve.

(e) Unit E on the island of Hawaii (Exhibit 12) consists of:

(1) Puuanahulu Game Management Area;

(2) Pohakuloa Game Management Area;

(3) Pohakuloa Training Areas 1-20 and 22; and

(4) Portions of the Mauna Loa Game Management Area, including Kipuka Ainahou.

(f) Unit F on the island of Hawaii (Exhibit 12) consists of Pohakuloa Training Area 21 and the Redleg portion of the Pohakuloa Training Area.

(g) Unit G on the island of Hawaii (Exhibit 12) consists of the Kaohe Horse Pasture Game Management Area.

(h) Unit H on the island of Hawaii (Exhibit 12) consists of the Kulani buffer zone.

(i) Unit I on the island of Hawaii (Exhibit 12) consists of:

(1) Portions of the Hamakua Forest Reserve known as Kalopa and Honokaia;

(2) Nanawale Forest Reserve; and

(3) Malama Ki Forest Reserve.

(j) Unit J on the island of Hawaii (Exhibit 12) consists of cooperative game management areas and designated sanctuaries.

(k) Unit K on the island of Hawaii (Exhibit 12) consists of:

- (1) Puu O Umi Natural Area Reserve;
- (2) Waiakea 1942 Lava Flow Natural Area Reserve;
- (3) Kahaualea Natural Area Reserve;
- (4) Kipahoehoe Natural Area Reserve;
- (5) Laupahoehoe Natural Area Reserve;
- (6) Manuka Natural Area Reserve;
- (7) Mauna Kea Ice Age Natural Area Reserve; and
- (8) Puu Makaala Natural Area Reserve. [Eff 9/28/81; am and comp Nov06 1999] (Auth: HRS §183D-3) (Imp: HRS §183D-4)

§13-123-21 Safety zones. (a) On the island of Kauai, designated safety zones are as follows:

§13-123-21

- (1) A one-half mile strip east of the Kokee Road along the western rim of Waimea Canyon between the Halemanu and Kukui Trails;
- (2) The rim of the Kalalau Valley between Pihea and Kalahu Point above three-thousand feet elevation;
- (3) All sugar cane fields within and adjacent to public hunting areas;
- (4) A one-half mile strip around the Hawaiian Home lands located at Puu Opae within the Kekaha Game Management Area except that the northern boundary of the safety zone is the Haleiele Valley Bottom;
- (5) Those lands between the Waimea Heights Road and Kokee Road;
- (6) Any lands within fifty yards of a paved public highway except that the safety zone on Makaha Ridge Road is fifty feet from the paved road;
- (7) The Makaha Ridge Military Reservation;
- (8) Any lands within fifty yards of an inhabited building;
- (9) Nualolo Kai State Park, Polihale State Park, and Milolii State Park;
- (10) Archery safety zones shall be in effect within two-hundred yards of the Hanakapai and Hanakoa camping areas, and

two-hundred yards inland from the beach between Kalalau Stream and the Kalalau camping area within the Na Pali State Park; and within fifty yards of any structure or public highway. Additional archery safety zones include land located within five-hundred yards of the Waimea Canyon Lookout; and any other areas posted with signs or designated on maps that are provided to hunters with archery permits. Areas closed to all hunting include any area located within three-hundred yards of the Kalalau Visitor Lookout or the Puu O Kila Visitor Lookout Center within Kokee State Park; and

(11) The following are exceptions to the prohibition of firearms from safety zones and restricted areas on the island of Kauai:

(A) Hunters may carry unloaded legal weapons within their vehicles during open hunting

§13-123-21

seasons on all authorized access routes to public hunting areas;

(B) Authorized access routes include all improved jeep roads entering hunting Units A, E and H from State Highway 550 (Kokee Road); the Marine Road access route to Puu Opae from State Highway 552 and the designated public access road to the Polihale Beach State Park boat launching area from State Highway 50; and

(C) Hunters may also carry unloaded legal weapons during open seasons on the Kukui Trail or Halemanu Trail access routes.

(b) On the island of Maui, designated safety zones are as follows:

(1) Polipoli State Park - A distance of one-hundred feet from the picnic area, camping area, parking lot, and cabin; and

(2) A strip, fifty yards wide, bordering the lower portions of the Kahakuloa Game Management Area. The area north (makai) of Kahekili Highway is closed to hunting; and

(3) A zone fifty yards wide on either side of the Waipoli Road in Unit C up to the forest boundary.

(c) On the island of Hawaii, designated safety zones unless otherwise posted or announced, are fifty yards from any paved road or building when hunting with a rifle, handgun, shotgun or bow and arrow.

(d) On the island of Molokai, designated safety zones are as follows:

(1) A zone, five-hundred feet wide, surrounding the Boy Scout Camp at Kaunakakai;

(2) A zone, five-hundred feet wide, surrounding the Sandalwood Pit at Kamiloloa; and

(3) A zone, five-hundred feet wide, surrounding Waikolu Park in Makakuaoaia.

(e) On the island of Lanai, the designated safety zone is a strip five-hundred feet wide bordering portions of the Kaumalapau Highway and Keomuku Highway. The entire Federation Camp is within the safety zone. Closed areas include the upper finger of Paliamaano Gulch and the slope northeast along Polihua Road. The entire breadth of Kanepuu Forest from the Guard Road to The Nature Conservancy's Kanepuu Preserve is a safety zone.

§13-123-21

(f) On the island of Oahu, designated safety zones are as follows:

(1) A zone fifty yards from any paved road or building, except that the safety zone around the buildings at the Kaena Point Satellite Tracking Station is two-hundred yards wide;

(2) A zone, two-hundred yards, from the Peacock Flats picnic and camp site area;

(3) A zone, fifty yards wide, on each side of the paved road from Peacock Flats to the old radar station; and

(4) A zone one-hundred yards from the Pupukea Boy Scout Camp.

(g) Any other area in the State that may be designated as a safety zone by the division. [Eff 9/28/81; am and comp Nov06 1999] (Auth: HRS §183D-3) (Imp: HRS §183D-4)

§13-123-22 Conditions and restrictions. The following conditions and restrictions shall apply to game mammal hunting in public hunting areas:

(a) With respect to hunting licenses, permits, tags, and check stations, the following conditions and restrictions shall apply:

(1) Hunters shall carry their appropriate hunting license, as well as required permits or tags, on their person at all times while in the hunting area.

(2) Hunting permits, stamps and tags are not transferable and are valid only on the dates indicated and for the person to whom assigned. Stamps, when they are required, shall be signed in ink across the front by the person to whom issued, and shall be affixed to the front of the person's hunting license in the space provided;

(3) Each hunter and hunter assistant shall check in before hunting and check out after hunting at the same established checking station. Each hunter shall provide all information requested by an authorized representative of the Department or on hunter sign in sheets or questionnaires and shall fill out and return any hunter report form they receive in the mail;

(4) Hunters may be required to obtain permits from the division or its authorized representative for entry into any restricted watershed; and

(5) Before anyone may be issued a hunting license or permit, the person shall agree to comply with all the terms and conditions of the applicable license or permit, as well as applicable laws and regulations; and consent to be subject to inspection by a duly authorized representative of the department.

(b) With respect to weapons, the following conditions and restrictions shall apply:

(1) No person shall possess or discharge any firearm within any public hunting area without having a valid Hawaii State hunting license in their possession;

(2) While hunting, each hunter shall be limited to carrying on their person only one legal firearm that is consistent with the hunt. However, a hunter may carry another hunter's unloaded firearm in addition to his own unloaded firearm in close proximity to the other hunter. In addition, each hunter is required to make their weapon, cartridges or muzzleloader firing components, game and license available for inspection, upon the request of a duly authorized representative of the department. Refusal to permit said inspection shall be considered a game law violation and may result in the revocation of hunting privileges by the department, after notice and hearing;

(3) No person shall possess any firearm or weapon in any public hunting area during a closed season or on non-hunting days during open seasons, as provided in Exhibits 1 through 12, attached at the end of this chapter. No person shall possess any illegal weapon on a public hunting area at any time;

(4) No person shall possess a loaded weapon once they have filled their bag limit;

(5) When hunting without the use of dogs, no person shall use the following weapons:

§13-123-22

(A) Cartridge firing rifles with a muzzle discharge energy rating of less than twelve-hundred foot pounds;

(B) Shotguns loaded with shot smaller than 00

buckshot;

(C) Muzzleloading rifles, with less than a 44 caliber (0.44") bore diameter regardless of mode of ignition. Breech loaders are prohibited during "muzzleloader only" specified hunts; and

(D) Handguns except as described in section 123-22 (b) (11).

(6) When hunting with a bow, no person shall use:

(A) Long bows with less than forty pounds of drawing tension at a twenty-eight inch draw;

(B) Recurved bows with less than thirty-five pounds of drawing tension; or

(C) Compound bows with less than thirty pounds of drawing tension.

(7) No person shall possess any arrows equipped with explosive heads or heads containing drugs or poison. Only arrows having a minimum blade cutting diameter width of three-quarters of an inch are permitted;

(8) A firearm that utilizes cartridges shall be considered unloaded if no ammunition is in the chamber or an attached magazine. A muzzleloading firearm is considered unloaded if the ignition component (primer, percussion cap or priming powder) is removed from the ignition system, and for flintlocks the powder is removed from the pan, the frizzen is up and the cock (hammer) is down. "Cartridge firing" and "muzzleloading firearms must unloaded just as described above to enter any safety zone or to transport the firearm in a vehicle within the hunting area. However, when crossing or entering a public highway or exiting a public hunting area, all fireable cartridges muzzleloader firing components must be removed from the firearm including powder and projectile(s).

(9) A bow shall be considered loaded if an arrow is nocked on the bow string;

§13-123-22

(10) No person shall possess or use tracer bullets, bullets with full metal jackets, blow guns, guns powered by compressed gas, animal traps, slingshots, crossbows, poison, explosives or snares. Legal game mammal hunting weapons include rifles, shotguns, handguns, bows and arrows, spears and knives. Only weapons that are authorized for the particular hunt are to be in the hunter's possession, while on the public hunting area.

(11) With respect to the use of **handguns** and handgun ammunition, the following conditions and restrictions shall apply:

(A) No person under the age of 18 years shall hunt game mammals with a handgun.

(B) Center fire handguns shall have a minimum barrel length of four and one-half (4 1/2) inches for single shot pistols and revolvers and five (5) inches for semi-automatic pistols.

(C) Straight-wall cartridge ammunition shall be 357 caliber or larger with a minimum case length of one and one-fourth (1 1/4) inches (Exceptions: The 10 mm auto mag and 45 win mag cartridges are allowed despite their shorter case length).

(D) Necked rifle-type cartridge ammunition shall be 223 caliber or larger.

(E) All handgun bullets of less than 43 caliber (.429 inch) shall be of the expanding type. Bullets of 43 caliber (.429 inch) which do not expand shall be of the flat-nosed (semi-wadcutter) or round-nosed exposed lead type.

(F) Single or double barreled muzzleloading handguns shall be 44 caliber or larger, have a barrel length of at least nine (9) inches and use at least 60 grains of black powder or equivalent, and use a projectile of at least two hundred (200) grains weight (slug or round ball of 51 caliber or more).

(G) It is prohibited to use any "muzzleloading (black powder type)

§13-123-22

revolver or smooth bore pistol when hunting without dogs.

(H) Handguns shall not be carried concealed; however, open topped and flapped protective type holsters which cover the handgun handle are allowed. All handguns and holsters must be worn in plain view, external to all clothing or rain gear; and

(I) When handgun hunting with dogs, certain exceptions shall apply as listed in section (c) (1) below.

(c) With respect to hunting with the use of dogs the following conditions and restrictions apply;

(1) The following legal weapons may be used:

(A) Muzzleloading rifle or muzzleloading handgun, including revolvers having a caliber of 44 or larger and a barrel length of four and one-half (4 1/2) inches or more

(B) Rifles using at least a 22 caliber magnum load or any center fire cartridge.

(C) Shotguns loaded with slugs or 00 or larger buck shot;

(D) Spears and knives; and

(E) Cartridge firing handguns using at least a 22 caliber, magnum load or larger cartridge.

(2) No person shall use dogs for the hunting of any game mammal, except as provided in Exhibits 1 through 12 attached at the end of this chapter; and

(3) The dog's owner or handler shall accompany the dog at all times while hunting. The dog's owner shall be held strictly liable for all actions, injuries, or damages caused by the owner's dog, while in the hunting area.

(d) With respect to motorized vehicles and aircraft, the following conditions and restrictions shall apply:

(1) When required, only four-wheel drive vehicles will be permitted;

(2) No person shall use any aircraft to herd or drive game mammals, or land any aircraft for

§13-123-22

the purpose of hunting, or discharge any weapon from any aircraft into a public hunting area except as provided by the department;

(3) No person shall operate any motorized vehicle (including, but not limited to motorcycles and all-terrain vehicles) in any hunting area, except on roads which have been constructed, maintained and opened for vehicular use. However, vehicles may be parked within twenty feet of maintained roads; and

(4) No person shall have or carry any loaded weapon on horseback, in any vehicle, boat, or any other carrier or discharge any weapon from any carrier. It is also illegal for any hunter to discharge any weapon into a public hunting area from outside the hunting area.

(e) With respect to safety zones and closed areas, no person shall hunt, possess a loaded weapon or discharge any weapon within or across a designated safety zone or closed area.

(f) With respect to disposition of game, the following conditions and restrictions shall apply:

(1) No person shall remove any live game from any public hunting area;

(2) Unless permitted by the department, no person shall hunt, kill or have in their possession any female deer;

(3) If required by the division, all game mammals that are taken shall be preserved in a condition that will enable the identification of their sex and species. Unless prohibited, game mammals taken are permitted to be skinned, quartered, and boned. If required by the division, the unskinned tail of any game mammal shall be left attached to the carcass. If required by the division, the head and scrotum of any game animal taken shall be left attached to the carcass as evidence of sex and species while in the hunting area; and

(4) No person shall sell or offer for sale any game mammal or parts of the carcass of any game mammal taken from any public hunting area.

(g) The following general restrictions shall also

apply:

§13-123-22

(1) No person shall hunt, serve as a guide, accompany, or assist a hunter in any hunting area where firearms are permitted without wearing an exterior garment (shirt, vest, jacket, or coat) made of commercially manufactured, solid blaze-orange material or solid blaze-orange mesh material with a maximum mesh size of one-eighth inch. (All types of camouflage orange are prohibited for these garments). When carrying game or wearing a back pack, the blaze orange on the upper torso must be visible from both front and back;

(2) Unless prohibited, non-hunters and hunter assistants may accompany hunters in the field. Non-hunters and hunter assistants must wear a blaze-orange outer garment and are prohibited from carrying any loaded weapon and ammunition. On the island of Lanai, hunter assistants must have in their possession a valid hunting license and a special hunter assistant certificate;

(3) Persons found to be in violation of any provision of this chapter may have their hunting privileges revoked by the department, after notice and hearing. The department may reinstate revoked hunting privileges upon subsequent completion of a State-approved hunter education course. Any equipment, article, instrument, aircraft, vehicle, vessel, business record or natural resource used or taken in violation of the provisions of this chapter may be seized and subject to forfeiture as provided by section 199-7 and chapter 712A, Hawaii Revised Statutes; and

(4) No person shall be in possession of an opened or unsealed vessel or container of any intoxicating substance, or use any such substance while they are within a public hunting area.

(h) The following additional conditions and restrictions shall apply to game mammal hunting on the island of Kauai:

(1) Hunters with a valid camping permit will be allowed to enter the Mokihana Ridge Game Management Area by means of the Waimea Valley

§13-123-22

Checking Station on Fridays only after 3:00 p.m. in preparation for Saturday's hunt. Entry by hunters before 3:00 p.m. (except on State holidays) is prohibited;

(2) No person shall use motor vehicles in the Mokihana Ridge Game Management Area except authorized employees of the department or its lessees;

(3) No person shall enter the Kekaha Game Management Area except for hunters with valid hunting licenses during legal hunting days, as well as authorized employees of the department and its lessees or permittees;

(4) Each hunter shall check out of Units A, B, E, and H during the feral goat or black-tailed deer season by one hour after sunset. Exception: Hunters with valid camping permits in Units B, E, or H may sign in "overnight" on checking station sign-in sheets;

(5) No person shall possess any firearm within the Waimea Canyon Safety Zone on the island of Kauai, except that hunters may carry unloaded firearms during open seasons while on the Kukui Trail or Waimea Canyon Cliff travel access routes to Unit B;

(6) No person shall possess a firearm within Kekaha Sugar Company cane fields, on cane field roads, or within the Hawaiian Home Lands Safety Zone. Hunters may possess unloaded firearms, while traveling on approved access routes into Unit A, including the Marine Road access route from the Kokee Road, Mana Tunnels, (Kaawaloa, Nahomalu, or Kahelunui Valleys) or Polihale Beach State Park;

(7) Hunters entering Unit G on overnight trips must obtain a camping permit from the division of State parks; and if overnight entry to the area is by boat, a boat landing permit is required. (Entry for day-use only by boat is permitted with a valid Unit G archery permit); and

(8) Unless permitted, no person shall hunt, kill or have in their possession a black-tailed, male deer with antlers less than three inches

§13-123-22

long, as measured from the pedicel to the tip of the antler.

(i) The following additional conditions and restrictions shall apply to game mammal hunting on the island of Hawaii:

(1) Persons hunting in the Mauna Kea Game Management Area shall check out at the Kilohana or Puu Huluhulu checking station no later than 7:30 p.m.;

(2) Persons hunting in the Kulani Buffer zone shall check out at the self-checking station on the Stainback Highway or North Kulani Road no later than 4:00 p.m.;

(3) Hunters are required to report their hunting results on standard field forms at the end of every hunt. Each individual is responsible for obtaining the required forms from a division of forestry and wildlife or conservation and resources enforcement office. Completed field forms must be deposited at the nearest hunter checking station or division office; and

(4) No person shall possess firearms in any archery hunting area where bow and arrow hunting only is permitted, except on the access road to Puu Laau during the bird hunting season and during the open season for Unit A.

(j) The following additional conditions and restrictions shall apply to game mammal hunting on the island of Maui:

(1) Hunters staying at the Polipoli State Park on hunting days shall indicate their overnight stay on the check-in sheet at the hunter checking station;

(2) Persons hunting in the Kahakuloa Game Management Area shall check out at the hunter checking station no later than 6:00 p.m.; and

(3) Only four-wheel drive vehicles will be permitted on the Kahakuloa Game Management Area access road. [Eff 9/28/81; am and comp Nov 06 1999] (Auth: HRS: §183D-3) (Imp: HRS §183D-4)

§13-123-24

§13-123-23 Use of tags. Permit-tags are required for the hunting of feral goats and black-tailed deer in Kauai County (Units A, B, E, and H only). Tags are also required to hunt mouflon sheep and axis deer on Molokai and Lanai in Maui County. Tags may be required in Hawaii County. Tags are not required to hunt game mammals on Oahu (City and County of Honolulu). Animals taken are to be tagged immediately by inserting the tag through the skin and around the bone of a back leg and locking the tag. Tags shall remain on the carcass until the hunter checks out of the area and reaches their home or final destination. Tags are not transferable and are valid only for the season for which they are

issued. Ear tags and radio transmitters recovered from game mammals shall be turned in to the checking station attendant or the division office on each island. [Eff 9/28/81; am and comp Nov06 1999] (Auth: HRS §183D-2) (Imp: HRS §§183D-2, 183D-3, 183D-4)

§13-123-24 Preservation of public and private property. The following actions are prohibited within a public hunting area:

- (1) The damage or disturbance of any property or improvement, including but not limited to litter including hunter checking station sign in sheets, water facilities, fences, gates, signs, buildings, food crop plantings, and structures or the failure to leave any gates as found;
- (2) The dumping or disposal of any trash and any other waste material except in trash receptacles provided for the purpose of dumping or disposal;
- (3) The removal, damage or disturbance of any objects of antiquity, prehistoric ruins, fossil remains, burial sites, or monuments;
- (4) The discarding of lighted cigarettes, cigars, smoking tobacco, or matches or the igniting of any explosives within or into any public hunting area;
- (5) The building of any ground fires except where permitted in designated camping areas; and
- (6) Camping overnight except in designated areas or as provided in permits of the department or its authorized representatives. [Eff 9/28/81;

§13-123-24

am and comp Nov06 1999] (Auth: HRS §183D-3) (Imp: HRS §183D-3, 183D-4)

§13-123-25 Penalty. Any person violating any of the provisions of this subchapter shall be subject to penalties as provided in section 183D-5, Hawaii Revised Statutes. [Eff and comp Nov06 1999] (Auth: HRS §183D-3) (Imp: HRS §183D-5)

1. Material, except source notes, to be repealed is bracketed. New material is underscored.

2. Additions to update source notes to reflect these amendments and compilations are not underscored.

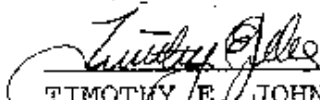
3. These amendments to and compilation of chapter 123, Hawaii Administrative Rules, shall take effect ten days after filing with the Office of the Lieutenant Governor.


DEPARTMENT OF LAND AND NATURAL RESOURCES

Amendments to and compilation of chapter 123, title 13, Hawaii Administrative Rules, titled Rules Regulating Game Mammal Hunting on the Summary Page dated Oct 20 1999 were adopted on Nov 06 1999 following public hearings held in Hilo, Hawaii on March 8, 1999, Kona, Hawaii on March 9, 1999, Kahului, Maui on March 10, 1999, Lanai City, Lanai, on March 11, 1999, Kaunakakai, Molokai on March 15, 1999, Honolulu, Oahu on March 16, 1999 and Lihue, Kauai on March 23, 1999, after public notice was given in the "Honolulu Advertiser," "Hawaii Herald Tribune," "West Hawaii Today," "Maui News," "Molokai Dispatch," on and the "Garden Island" on February 7, 1999. They shall take effect ten days after filing with the Office of the Lieutenant Governor.

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OFFICE

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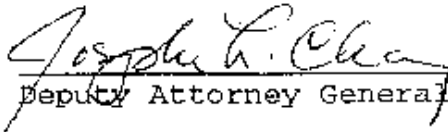

TIMOTHY E. JOHNS
Chairperson of the Board of
Land and Natural Resources


BENJAMIN J. CAYETANO
Governor
State of Hawaii

Date: 10/22/99
OCT 27 1999

Filed

APPROVED AS TO FORM


Deputy Attorney General

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